

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

07DEC16

DEATH (II)

CONTROL: 01NOV16-FEOK-0464-7HMA/C

(b)(6), (b)(7)(C)

DUSTA: HMLA-469, MAG-39, 3D MAW

COMMAND/HLMA-469, MAG-39, 3D MAW/00039

MADE AT/FEOK/RESIDENT AGENCY OKINAWA/ (b)(6), (b)(7)(C) SPECIAL AGENT

EXHIBIT(S)

- (1) IA: RESULTS OF AUTOPSY ATTENDANCE/07Nov16
- (2) ME Report Number ME16-01/Dec16

EXECUTIVE SUMMARY

1. This investigation was initiated on 29Oct16, subsequent notification from Agent (b)(6), (b)(7)(C) USMC, Criminal Investigation Division, Provost Marshal's Office, MCIPAC, Okinawa, Japan of the water fatality of (b)(6), (b)(7)(C) Agent (b)(6), (b)(7)(C) apprised (b)(6), (b)(7)(C) was engaged in water activities near Maeda Point, Yomitan City, Okinawa, Japan, with Sgt (b)(6), (b)(7)(C) USMC, HMLA-469, Okinawa, Japan when (b)(6), (b)(7)(C) was swept out to sea in a rip current and drowned. Agent (b)(6), (b)(7)(C) further apprised Japanese Coast Guard (JCG) responded and transported (b)(6), (b)(7)(C) from Maeda Point to Nakagami Hospital, Okinawa City, Okinawa, where he was pronounced deceased at 1541 hours, 29Oct16, by Dr. (b)(6), (b)(7)(C) Reporting Agent (RA) and Security Specialist (b)(6), (b)(7)(C) responded to Nakagami Hospital and met with Assistant Inspector (b)(6), (b)(7)(C) Guard and Rescue Station, JCG, who advised they responded to Maeda Point and processed the crime scene and interviewed witness who said (b)(6), (b)(7)(C) was snorkeling off the coast of Maeda Point and was taken into the East China Sea by a rip current where he drowned. (b)(6), (b)(7)(C) remains were transported to the United States Naval Hospital, Camp Foster, Okinawa, where Dr. (b)(6), (b)(7)(C) Medical Examiner, Armed Forces Medical Examiner System, conducted an autopsy. As reflected in Dr. (b)(6), (b)(7)(C) autopsy report, ME16-0230, (b)(6), (b)(7)(C) cause of death was "drowning" and manner of death was "accident." This investigation was initiated to provide limited assistance in support of JCG's investigation, and all requests from the JCG have been completed; therefore, this investigation is closed.

NARRATIVE

1. This limited assistance investigation was initiated subsequent to the off-base drowning death of Sgt (b)(6), (b)(7)(C) USMC. This investigation was limited to providing (b)(6), (b)(7)(C) autopsy findings to the Japanese Coast Guard (JCG), Naha City, Okinawa, Japan. The JCG assumed and has maintained exclusive investigative jurisdiction over the investigation of (b)(6), (b)(7)(C) death. No criminal statutes apply.

2. On 29Oct16, Naval Criminal Investigative Service Resident Agency

WARNING

THIS DOCUMENT IS THE PROPERTY OF THE NAVAL CRIMINAL INVESTIGATIVE SERVICE
CONTENTS MAY BE DISCLOSED ONLY TO PERSONS WHOSE OFFICIAL DUTIES REQUIRE
ACCESS HERE TO CONTENTS MAY NOT BE DISCLOSED TO THE PARTY(S) CONCERNED
WITHOUT SPECIFIC AUTHORIZATION FROM THE NAVAL CRIMINAL INVESTIGATIVE SERVICE

~~FOR OFFICIAL USE ONLY~~

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 01NOV16-FEOK-0464-7HMA/C

07Dec16

(NCISRA) Okinawa, Japan received notification from Agent (b)(6), (b)(7)(C) USMC, Criminal Investigation Division, Provost Marshal's Office, Marine Corps Installations Pacific (MCIPAC), Okinawa, Japan of the water fatality of

(b)(6), (b)(7)(C) Agent (b)(6), (b)(7)(C) apprised (b)(6), (b)(7)(C) was engaged in water activities near Maeda Point, Yomitan City, Okinawa, Japan, with Sgt (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) USMC, HMLA-469, Okinawa, Japan when (b)(6), (b)(7)(C) was swept out to sea in a rip current and drowned. Agent (b)(6), (b)(7)(C) further apprised Japanese Coast Guard (JCG) responded and transported (b)(6), (b)(7)(C) from Maeda Point to Nakagami Hospital, Okinawa City, Okinawa, where he was pronounced deceased at 1541 hours, 29Oct16, by Dr. (b)(6), (b)(7)(C)

3. On 29Oct16, Reporting Agent (RA) and Security Specialist (b)(6), (b)(7)(C) responded to Nakagami Hospital and met with Assistant Inspector (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) Guard and Rescue Station, JCG, who advised they responded to Maeda Point and processed the crime scene and interviewed witness who said (b)(6), (b)(7)(C) was snorkeling off the coast of Maeda Point and was taken into the East China Sea by a rip current where he drowned. (b)(6), (b)(7)(C) remains were transported to the United States Naval Hospital, Camp Foster, Okinawa, for autopsy.

4. On 02Nov16, Participating Agent (b)(6), (b)(7)(C) NCISRA Okinawa, Japan, attended (b)(6), (b)(7)(C) autopsy, which was conducted by Dr. (b)(6), (b)(7)(C) Medical Examiner, Armed Forces Medical Examiner System (AFMES), at the U.S. Naval Hospital Okinawa. During the autopsy, superficial abrasions were noted which were indicative of injuries occurring from the terrain in rough surf. No signs of other significant trauma was prominent. Photographic documentation of the autopsy was provided by (b)(6), (b)(7)(C) Forensic Investigator, AFMES. Exhibit (1) pertains.

5. On 02Dec16, RA received (b)(6), (b)(7)(C) autopsy report from AFMES, Autopsy Number ME16-0230. The aforementioned report reflects cause of death as "Drowning" and manner of death as "Accident." The detailed report documenting Dr. (b)(6), (b)(7)(C) findings are attached as Exhibit (2).

6. All requests for assistance from the JCG have been completed and no additional investigative assistance is requested; therefore, this investigation is closed. If additional cooperation is requested by the JCG a Supplemental Report will be generated.

7. On 07Dec16, LtCol (b)(6), (b)(7)(C) USMC, Commanding Officer, HLMA-469, Camp Pendleton, CA, was apprised of the closure of this investigation. LtCol (b)(6), (b)(7)(C) stated that he had received a copy of (b)(6), (b)(7)(C) autopsy report from his unit's flight surgeon, and declined to be provided a copy of this investigation. Command requires no additional information.

DISCLOSURE ACCOUNTING

8. A copy of this report will be provided to the assigned Japanese Coast Guard investigator for law enforcement purposes.

PARTICIPANTS

(b)(6), (b)(7)(C)

SPECIAL AGENT, OFFICE OF FORENSIC SUPPORT MARINE CORPS WEST
SPECIAL AGENT, RESIDENT AGENCY OKINAWA

WARNING

THIS DOCUMENT IS THE PROPERTY OF THE NAVAL CRIMINAL INVESTIGATIVE SERVICE
CONTENTS MAY BE DISCLOSED ONLY TO PERSONS WHOSE OFFICIAL DUTIES REQUIRE
ACCESS HERE TO CONTENTS MAY NOT BE DISCLOSED TO THE PARTY(S) CONCERNED
WITHOUT SPECIFIC AUTHORIZATION FROM THE NAVAL CRIMINAL INVESTIGATIVE SERVICE

~~FOR OFFICIAL USE ONLY~~

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 01NOV16-FEOK-0464-7HMA/C

07Dec16

DISTRIBUTION

NCISHQ:014C/23B1

INFO :FEOK/FEFO

WARNING

THIS DOCUMENT IS THE PROPERTY OF THE NAVAL CRIMINAL INVESTIGATIVE SERVICE
CONTENTS MAY BE DISCLOSED ONLY TO PERSONS WHOSE OFFICIAL DUTIES REQUIRE
ACCESS HERE TO CONTENTS MAY NOT BE DISCLOSED TO THE PARTY(S) CONCERNED
WITHOUT SPECIFIC AUTHORIZATION FROM THE NAVAL CRIMINAL INVESTIGATIVE SERVICE

~~FOR OFFICIAL USE ONLY~~

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

05DEC16

DOMESTIC - ASSAULT (II)

CONTROL: 01OCT16-FEOK-0423-7VNA/C

S/TRAMMELL, TERRENCE HAROLD/USN RET
M/B/NRE6/S (b)(6), (b)(7)(C) 12JUN65/CINCINNATTI, OH

(b)(6), (b)(7)(C)

COMMAND/NAVAL HOSPITAL OKINAWA, JAPAN/68470

MADE AT/FEOK/RESIDENT AGENCY OKINAWA/ (b)(6), (b)(7)(C) SPECIAL AGENT

EXHIBIT(S)

- (1) USMC CRIMINAL INVESTIGATION DIVISION ROI/04OCT16
- (2) IA: RESULTS OF INTERVIEW OF (b)(6), (b)(7)(C) 11OCT16
- (3) IA: PHOTOGRAPHIC COVERAGE OF (b)(6), (b)(7)(C) INJURIES/11OCT16
- (4) IA: RESULTS OF INTERVIEW OF S/TRAMMELL/04OCT16
- (5) IA: COLLECTION OF S/TRAMMELL FINGERPRINTS AND PHOTOGRAPHS/17OCT16
- (6) IA: REVIEW OF S/TRAMMELL'S SERVICE RECORD/12OCT16
- (7) IA: REVIEW OF (b)(6), (b)(7)(C) CELL PHONE/11OCT16
- (8) IA: RESULTS OF PHOTOGRAPHY OF THE RESIDENCE OF (b)(6), (b)(7)(C) 12OCT16
- (9) IA: RESULTS OF REVIEW OF DEERS RECORDS FOR S/TRAMMELL/14OCT16
- (10) IA: RESULTS OF INTERVIEW OF SCPO (b)(6), (b)(7)(C) USN/19OCT16
- (11) IA: RESULTS OF CHECKS OF FAMILY ADVOCACY PROGRAM/20OCT16
- (12) IA: RESULTS OF INTERVIEW OF (b)(6), (b)(7)(C) CIV/25OCT16
- (13) IA: RESULTS OF ATTEMPTS TO OBTAIN EMPLOYMENT RECORDS FOR S/TRAMMELL/24OCT16
- (14) IA: RESULTS OF INTERVIEW OF (b)(6), (b)(7)(C) CIV/21OCT16
- (15) IA: RESULTS OF REVIEW OF MEDICAL RECORDS FOR (b)(6), (b)(7)(C) 25OCT16
- (16) IA: RESULTS OF INTERVIEW OF (b)(6), (b)(7)(C) CIV/26OCT16
- (17) IA: RECEIPT OF MEDICAL CERTIFICATE FOR (b)(6), (b)(7)(C) 26OCT16
- (18) IA: RESULTS OF CONTACT WITH MRS. (b)(6), (b)(7)(C) CIV/28OCT16
- (19) IA: RESULTS OF REVIEW OF S/TRAMMELL'S U.S. CONSULAR REPORT OF DEATH ABROAD AND THE VIETNAMESE DEATH CERTIFICATE/01DEC16

EXECUTIVE SUMMARY

1. At approximately 0155 hours on 01Oct16, NCISRA Okinawa was notified by USMC Criminal Investigation Division, Camp Foster, Okinawa, Japan, of a domestic violence assault at an off-base residence in Ginowan, Okinawa, Japan, involving S/TRAMMELL, a retired USN member and Naval Hospital Contract Employee, and (b)(6), (b)(7)(C) his Japanese national (b)(6), (b)(7)(C) was interviewed and provided details of the assault including S/TRAMMELL strangling her and causing her to twice lose consciousness, which stemmed from an argument wherein S/TRAMMELL accused her of an affair. (b)(6), (b)(7)(C) had minor injuries and bruises that were photographically documented. On 06Oct16, (b)(6), (b)(7)(C) elected to receive a medical examination at Naval Hospital Okinawa during which no significant injuries were identified, but she reported suffering from neck discomfort and headaches, as well as bruising on her face, arms, legs and feet. (b)(6), (b)(7)(C) was provided a DD Form 2701 Victim Witness Assistance Pamphlet (VWAP). A Family Advocacy

WARNING

~~FOR OFFICIAL USE ONLY~~

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 01OCT16-FEOK-0423-7VNA/C

05Dec16

Program (FAP) representative was briefed on this investigation and conducted safety planning with (b)(6), (b)(7)(C). S/TRAMMELL was interrogated under a civilian rights warning and he admitted to assaulting (b)(6), (b)(7)(C). S/TRAMMELL stated some of physical contact occurred as a result of S/TRAMMELL attempting to defend himself. S/TRAMMELL was turned over to his employer's contractor site lead after discussion with the NAVHOSP Commanding Officer. On 05Oct16, S/TRAMMELL departed Okinawa to Inchon, Korea and subsequently arrived in Vietnam. GPD was apprised of the results of this investigation and resumed their investigation upon a formal complaint to them by (b)(6), (b)(7)(C). Two former (b)(6), (b)(7)(C) were interviewed and confirmed that S/TRAMMELL physically assaulted them during (b)(6), (b)(7)(C). USN/USMC legal personnel have been apprised of the status of this investigation. On 01Nov16, US Department of State representatives advised that on 29Oct16, S/TRAMMELL died of an apparent suicide in Ho Chi Minh City, Vietnam. This investigation is complete and closed due to the death of S/TRAMMELL.

NARRATIVE

1. This reactive investigation was initiated in response to notification of an off-base violation of UCMJ Article 128 (Assault) and applicable Japanese statutes pertaining to a retired US Navy member/SOFA status suspect and a Japanese National (b)(6), (b)(7)(C) SOFA status.

2. At approximately 0155 hours on 01Oct16, NCISRA Okinawa was notified by USMC Criminal Investigation Division, Camp Foster, Okinawa, Japan, of a domestic violence assault at an off-base residence in Ginowan, Okinawa, Japan, involving S/TRAMMELL, a Naval Hospital Contract Employee, and (b)(6), (b)(7)(C) his Japanese national (b)(6), (b)(7)(C). The assault reportedly involved choking or strangulation and cutting off air supply of (b)(6), (b)(7)(C) and making her black out. S/TRAMMELL had left the scene and was reported to have threatened to hurt himself. S/TRAMMELL was subsequently located and detained, unharmed, by Nago Police Dept in northern Okinawa. Contact was made with Ginowan Police Department (GPD) who initially declined jurisdiction due to both parties having SOFA status, so the matter deferred back to US authorities; whereupon, NCIS assumed primary jurisdiction. The USMC CID ROI, which provides amplifying information regarding initial notification is appended as Exhibit (1).

3. On 01Oct16, (b)(6), (b)(7)(C) was interviewed by NCIS and stated S/TRAMMELL choked her on three occasions during the evening hours of 30Sep16-01Oct16 in her residence in Ginowan, Okinawa. (b)(6), (b)(7)(C) said she was afraid that S/TRAMMELL was going to kill her during the assault. Exhibit (2) pertains.

4. On 01Oct16, the injuries (b)(6), (b)(7)(C) claimed S/TRAMMELL caused her were photographically documented. An injury to (b)(6), (b)(7)(C) nose and upper cheek area, and possible marks on her thorax and upper chest were observed. Exhibit (3) pertains.

5. On 01Oct16, S/TRAMMELL was interrogated. Subsequent to advisement and waiver of rights, S/TRAMMELL stated he has purchased audio and video recording devices and staged them in his residence to monitor (b)(6), (b)(7)(C).

WARNING

~~FOR OFFICIAL USE ONLY~~

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 01OCT16-FEOK-0423-7VNA/C

05Dec16

S/TRAMMELL stated he confronted (b)(6), (b)(7)(C) for allegedly having an affair and she bit his hand. S/TRAMMELL remembered during the struggle there was "offense and defense" on the part of both parties, but said there "was more offense on my part". S/TRAMMELL said he began strangling (b)(6), (b)(7)(C) by placing both hands around her neck and squeezing, and let go after she began to cough and gasp. S/TRAMMELL also said towards the end of the fight, he "choked" (b)(6), (b)(7)(C) again by wrapping his arm around her neck, and he stopped after she began to gasp. S/TRAMMELL said he then walked into the kitchen and took a knife as he left the residence. S/TRAMMELL said at no point did he intend to "really hurt" (b)(6), (b)(7)(C) but was acting out of frustration of her denials to adultery. Exhibit (4) pertains.

6. On 01Oct16, following S/TRAMMELL's interrogation, his fingerprints and photographs were taken and subsequently transmitted via Livescan. Exhibit (5) pertains.

7. On 01Oct16, S/TRAMMELL's USN service records were reviewed, which did not reveal any derogatory information. Exhibit (6) pertains.

8. On 06Oct16, (b)(6), (b)(7)(C) granted authorization to view the contents of her cellular telephone. Messages between S/TRAMMELL and (b)(6), (b)(7)(C) indicating significant (b)(6), (b)(7)(C) discord were observed. Exhibit (7) pertains.

9. On 11Oct16, (b)(6), (b)(7)(C) granted Permissive Authorization for the search of her residence, which was photographically documented. Exhibit (8) pertains.

10. On 13Oct16, checks of the Defense Enrollment Eligibility System (DEERS) revealed biographical information concerning S/TRAMMELL's three prior (b)(6), (b)(7)(C) Exhibit (9) pertains.

11. On 18Oct16, SCPO (b)(6), (b)(7)(C) USN, was interviewed. SCPO (b)(6), (b)(7)(C) advised she was (b)(6), (b)(7)(C) to S/TRAMMELL from 1998-2003, and 2006-2011. SCPO (b)(6), (b)(7)(C) said that S/TRAMMELL would try to control everything in her life including the way she dressed and where she went. SCPO (b)(6), (b)(7)(C) related S/TRAMMELL was never physically abusive towards her or any other individual that she was aware of. Exhibit (10) pertains.

12. On 19Oct16, contact with a representative of the Family Advocacy Program (FAP) established there were no additional records for S/TRAMMELL or (b)(6), (b)(7)(C) in the Child Abuse Spouse Abuse (CASA) database. Exhibit (11) pertains.

13. On 19Oct16, (b)(6), (b)(7)(C) CIV, former (b)(6), (b)(7)(C) of S/TRAMMELL was interviewed. (b)(6), (b)(7)(C) advised she and S/TRAMMELL were previously (b)(6), (b)(7)(C) circa 1989-1997; however, they were only together eight months. (b)(6), (b)(7)(C) stated during an argument, S/TRAMMELL punched her in the chin with a closed fist. (b)(6), (b)(7)(C) related she had to have a root canal on one of her lower front teeth, which she believes was due to S/TRAMMELL's assault. Exhibit (12) pertains.

14. On 21Oct16, contact was made with Computer Generated Solutions (CGS), a former employer of S/TRAMMELL. A representative of CGS declined to provide employment records for S/TRAMMELL in the absence of legal process or a notarized authorization from S/TRAMMELL. Exhibit (13) pertains.

WARNING

~~FOR OFFICIAL USE ONLY~~

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 01OCT16-FEOK-0423-7VNA/C

05Dec16

15. On 21Oct16, (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) of S/TRAMMELL and (b)(6), (b)(7)(C) was interviewed. (b)(6), (b)(7)(C) advised S/TRAMMELL hit (b)(6), (b)(7)(C) forehead and chin. (b)(6), (b)(7)(C) could not state how many times she witnessed S/TRAMMELL hit (b)(6), (b)(7)(C). According to (b)(6), (b)(7)(C) has no concept of time/elapsed time. Exhibit (14) pertains.

16. On 25Oct16, medical records for (b)(6), (b)(7)(C) were reviewed. According to the aforementioned records, during an examination following the reported assault, an ecchymosis (discoloration of skin) was observed to the bridge of (b)(6), (b)(7)(C) nose, along with an abrasion on (b)(6), (b)(7)(C) elbow. Multiple small areas of ecchymosis were present on (b)(6), (b)(7)(C) left upper and lower legs. (b)(6), (b)(7)(C) claimed she had pain on the inside of her throat, due to being choked. Exhibit (15) pertains.

17. On 26Oct16, (b)(6), (b)(7)(C) CIV, former (b)(6), (b)(7)(C) of S/TRAMMELL, was interviewed. (b)(6), (b)(7)(C) advised she was (b)(6), (b)(7)(C) to S/TRAMMELL for approximately 1.5 years, from 1985-1986. (b)(6), (b)(7)(C) stated she would throw things during their arguments and S/TRAMMELL would place his arms around (b)(6), (b)(7)(C) to keep her from striking him. (b)(6), (b)(7)(C) stated S/TRAMMELL physically assaulted her, but she could not recall exactly in what ways he did this. (b)(6), (b)(7)(C) described how she mentally blocked out these events from her memory, and could only confirm that he pushed her onto the ground repeatedly during arguments. (b)(6), (b)(7)(C) stated she was never strangled by (b)(6), (b)(7)(C). Exhibit (16) pertains.

18. On 26Oct16, a USNH medical certificate which documented (b)(6), (b)(7)(C) injuries was received. Exhibit (17) pertains.

19. On 28Oct16, contact was made with officials of the United States Naval Hospital (USNH) Yokosuka, Japan. No employment records were revealed for S/TRAMMELL. Exhibit (18) pertains.

20. On 01Nov16, NCISRA Okinawa was notified of the death of S/TRAMMELL in Vietnam. S/TRAMMELL's Vietnamese death certificate and U.S. Consular Report of Death Abroad were received from United States Department of State representatives. Exhibit (19) pertains.

21. On 21Nov16, an R-84 final disposition report form, which reflected S/TRAMMELL was declared deceased prior to any adjudication, was mailed to the FBI.

22. LtCol (b)(6), (b)(7)(C) USMC, Staff Judge Advocate (SJA), Marine Corps Installations Pacific (MCIPAC), and LCDR (b)(6), (b)(7)(C) USN, SJA, United States Naval Hospital (USNH), Okinawa, Japan, were informed of the status of this investigation. Maj (b)(6), (b)(7)(C) USMC, Complex Trial Counsel, Legal Services Support Section (LSSS), Okinawa, was additionally informed of the status of this investigation.

23. This investigation is complete and closed due to the death of S/TRAMMELL.

DISCLOSURE ACCOUNTING

24. A copy of this report will be provided to the Ginowan Police Department

WARNING

~~FOR OFFICIAL USE ONLY~~

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 01OCT16-FEOK-0423-7VNA/C

05Dec16

(GPD), Okinawa, Japan for law enforcement purposes.

PARTICIPANTS

(b)(6), (b)(7)(C)

IAL AGENT, NCISRA YOKOSUKA, JAPAN
CIAL AGENT, NCISRA ANNAPOLIS, MD
ITY SPECIALIST, NCISRA OKINAWA, JAPAN
ESTIGATOR, NCISRA OKINAWA, JAPAN
INVESTIGATOR, NCISRA MAYPORT, FL
SPECIAL AGENT, NCISRA SINGAPORE
, SPECIAL AGENT, NCISRA OKINAWA, JAPAN
SPECIAL AGENT , NCISRA YOKOSUKA, JAPAN
SECURITY SPECIALIST, NCISRA OKINAWA, JAPAN
SPECIAL AGENT, NCISRA OKINAWA, JAPAN
STIGATOR, NCISRA YOKOSUKA, JAPAN
RVISORY SPECIAL AGENT, NCISRA SINGAPORE
SPECIAL AGENT, NCISRA SINGAPORE
CIAL AGENT, NCISRA DALLAS, TX

ACTION

23C2: S/TRAMMEL's fingerprints and mug shot photographs
were transmitted via the LiveScan system under Transaction
Control Number (TCN): FEOKF0000000742.

DISTRIBUTION

NCISHQ:014C/023B

ACTION:23C2

INFO :FEFO/GINOWAN POLICE DEPARTMENT (H)/FEOK

WARNING

~~FOR OFFICIAL USE ONLY~~

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

20DEC16

DEATH (II)

CONTROL: 03MAY16-FEOK-0195-7HMA/C

V/SALISBURY, BRENT CHARLES/CIV

M/W/GS11/N/(b)(6), (b)(7)(C)/07MAY72/CADILLAC, MI

COMMAND/MCB CAMP BUTLER, OKINAWA, JAPAN/67400

MADE AT/FEOK/RESIDENT AGENCY OKINAWA/(b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S)

- (A) NCISRA OKINAWA, JAPAN ROI (INTERIM) (CONTAINS EXHIBITS 1-7)/16JUN16
- (B) NCIS OKINAWA, JAPAN ROI (INTERIM)/07JUL16
- (C) NCISRA OKINAWA, JAPAN ROI (INTERIM) (Contains Exhibits 8-9)/02SEP16
- (D) NCISRA OKINAWA, JAPAN ROI (INTERIM)/01NOV16

EXHIBIT(S)

- (10) IA: Receipt and Transcription of OPS Police Report/30Nov16
- (11) IA: RESULTS OF REVIEW OF MEDICAL RECORDS OF V/SALISBURY/16DEC16

EXECUTIVE SUMMARY

1. On 03May16, NCISRA Okinawa was notified that V/SALISBURY was discovered deceased in his off-base residence, located at (b)(6), (b)(7)(C) Okinawa City, Okinawa, Japan, during the morning hours of 03May16. V/SALISBURY was transported to the United States Naval Hospital (USNH) Okinawa, Camp Foster, where he was pronounced dead by LT (b)(6), (b)(7)(C) USN, at 0701 hours on 03May16. NCISRA Okinawa personnel responded to V/SALISBURY's residence and assisted Okinawa Police Station (OPS), who maintained primary jurisdiction concerning the investigation of V/SALISBURY's death. Upon request from OPS, V/SALISBURY's residence was photographed and interviews of (b)(6), (b)(7)(C) were facilitated. (b)(6), (b)(7)(C) advised he discovered V/SALISBURY supine on the floor of their kitchen at approximately 0532 hours on 03May16, and he notified (b)(6), (b)(7)(C) CIV (b)(6), (b)(7)(C), who subsequently contacted 911. A review of V/SALISBURY's body by OPS and NCIS officials revealed no signs of a struggle or defensive wounds. Preliminary review of the medical records revealed V/SALISBURY was obese and had diagnosed heart problems. OPS advised that based upon the findings in the medical records and a review of the body, no autopsy was required in Japan. Records checks did not reveal any derogatory information for V/SALISBURY. On 12May16, an autopsy was conducted at the USNH Okinawa, and V/SALISBURY's heart was discovered to be remarkably enlarged. The USNH Okinawa autopsy report reflects the cause of V/SALISBURY's death was acute heart failure and cardiomegaly (enlarged heart), and the manner of death as natural. OPS provided a copy of their investigation to Security Specialist (b)(6), (b)(7)(C) NCISRA Okinawa, Japan, which reflected the "Type of Death" as "sickness." OPS' investigation surrounding the circumstances of V/SALISBURY's demise has been concluded. OPS requests no additional investigative assistance. As a result, this investigation is closed.

WARNING

~~FOR OFFICIAL USE ONLY~~

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 03MAY16-FEOK-0195-7HMA/C

20Dec16

NARRATIVE

1. This reactive investigation was initiated to provide limited investigative assistance to Japanese authorities regarding the off-base death of V/SALISBURY. Okinawa Police Station (OPS), Okinawa, Japan maintains primary investigative jurisdiction and had requested only limited assistance. No criminal statutes apply.

2. Subsequent to the submission of Reference (D), on 10Nov16, OPS provided a copy of their investigation to NCISRA Okinawa Security Specialist (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) who ultimately translated their report. The OPS report notes V/SALISBURY's "Type of Death" as "Sickness." A copy of OPS' police report, as well as Security Specialist (b)(6), (b)(7)(C) transcription, is attached as Exhibit (10).

3. On 16Dec16, Participating Agent (PA) (b)(6), (b)(7)(C) completed a review of V/SALISBURY's medical records and documentation regarding the date of his death. The review confirmed the results of the previously reported preliminary medical records review regarding V/SALISBURY's medical conditions; specifically, V/SALISBURY suffered from heart issues, hypertension, and obesity. Exhibit (11) pertains.

4. The OPS investigation surrounding the circumstances of V/SALISBURY's death has been concluded and determined V/SALISBURY's "Type of Death" was "sickness." The results of a US Naval Hospital Okinawa Autopsy identified V/SALISBURY's Cause of Death as acute heart failure and cardiomegaly and his manner of death as natural. OPS requests no additional investigative assistance. As a result, this investigation is closed.

PARTICIPANTS

(b)(6), (b)(7)(C) SECURITY SPECIALIST, NCISRA Okinawa, Japan

DISTRIBUTION

NCISHQ:023B

INFO :FEOK/002P/FEFO

WARNING

THIS DOCUMENT IS THE PROPERTY OF THE NAVAL CRIMINAL INVESTIGATIVE SERVICE
CONTENTS MAY BE DISCLOSED ONLY TO PERSONS WHOSE OFFICIAL DUTIES REQUIRE
ACCESS HERE TO CONTENTS MAY NOT BE DISCLOSED TO THE PARTY(S) CONCERNED
WITHOUT SPECIFIC AUTHORIZATION FROM THE NAVAL CRIMINAL INVESTIGATIVE SERVICE

~~FOR OFFICIAL USE ONLY~~

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

04NOV16

SEXUAL ASSAULT - ADULT (II)

CONTROL: 06FEB16-FEOK-0052-8SMA/C

(b)(6), (b)(7)(C)

COMMAND/3D MLG/67436

MADE AT/FEOK/RESIDENT AGENCY OKINAWA/ (b)(6), (b)(7)(C) INVESTIGATOR

REFERENCE(S)

- (A) NCISRA OKINAWA ROI (INTERIM) (CONTAINS EXHIBITS 1-6)/08APR16
- (B) NCISRA OKINAWA ROI (INTERIM) (CONTAINS EXHIBITS 7-13)/27MAY16
- (C) NCISRA OKINAWA ROI (INTERIM)/25JUL16/25JUL16
- (D) NCISRA OKINAWA ROI (INTERIM) (CONTAINS EXHIBITS 14 & 15)/08SEP16

EXHIBIT(S)

- (16) IA: RESULTS OF INTERVIEW OF CPL (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C) 08SEP16
- (17) REPORT OF RESULTS OF TRIAL OF (b)(6), (b)(7)(C) 02NOV16

EXECUTIVE SUMMARY

1. This reactive investigation was initiated on 05Feb16, following the report from Col (b)(6), (b)(7)(C) USMC, Commanding Officer, HQREGT, 3RDMLG, Okinawa that he learned of a possible sexual assault of LCpl (b)(6), (b)(7)(C) USMC, HQREGT, 3RDMLG, by LCpl (b)(6), (b)(7)(C) USMC, HQREGT, 3RDMLG. On 05Feb16, (b)(6), (b)(7)(C) was interviewed at NCISRA Okinawa after declining Uniform Victim Advocate (UVA) and Victim Legal Counsel (VLC) services. (b)(6), (b)(7)(C) was provided a Victim Witness Assistance Pamphlet (VWAP). (b)(6), (b)(7)(C) stated that during Jan16, approximately 10 - 12 times she visited (b)(6), (b)(7)(C) in his assigned barracks room (b)(6), (b)(7)(C) Barracks (b)(6), (b)(7)(C) MCB Camp Foster, Okinawa and (b)(6), (b)(7)(C) would not allow her to leave until (b)(6), (b)(7)(C) hugged and kissed him. (b)(6), (b)(7)(C) stated an unknown amount of the hugs resulted in (b)(6), (b)(7)(C) pulling her close and pressing his erect penis against her through his and her clothing. (b)(6), (b)(7)(C) was advised of his Article 31b Rights, which he acknowledged and waived and admitted culpability. (b)(6), (b)(7)(C) fingerprints and photographs were taken, as well as a sample of his DNA for submission into the CODIS database. (b)(6), (b)(7)(C) DNA is being held in the NCIS case file pending Trial Counsel concurrence for submission along with (b)(6), (b)(7)(C) fingerprints and booking photographs. On 05Feb16, a crime scene examination was conducted of (b)(6), (b)(7)(C) room; however, there were no items of evidentiary value seized. A Sexual Assault Forensic Examination (SAFE) was not conducted due to the nature of the allegation. Alcohol is not a factor in this incident and a Military Protective Order was issued. Database and criminal history inquiries were conducted of (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) and Service Record Books were reviewed. Witnesses have been interviewed concerning their knowledge of the reported sexual assault of (b)(6), (b)(7)(C) by (b)(6), (b)(7)(C). During the course of this investigation, (b)(6), (b)(7)(C) Command and Trial Counsel were updated on the status of this investigation. On 25Jul16, Reference (C) was submitted reflecting this investigation was

WARNING

~~FOR OFFICIAL USE ONLY~~

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 06FEB16-FEOK-0052-8SMA/C

04Nov16

pending the Special Court Martial of (b)(6), (b)(7)(C) Since submission of Reference (C), additional witnesses were interviewed concerning their knowledge of the sexual assault of (b)(6), (b)(7)(C) On 08Sep16, Reference (D) was submitted reflecting this investigation was pending additional witness interview and the court martial of (b)(6), (b)(7)(C) On 20SEP16, the additional witness interview was completed by NCISRA Camp Pendleton. On 02Nov16, (b)(6), (b)(7)(C) was found not guilty of all charges at a Special Courts Martial. On 03NOV16, Col (b)(6), (b)(7)(C) USMC, Commanding Officer, HQREGT, 3RDMLG, Okinawa, Japan, was updated on the status of this investigation. On 04Nov16, Capt (b)(6), (b)(7)(C) USMC, Deputy Staff Judge Advocate, 3RDMLG, was contacted and advised Command will be completing the Sexual Assault Disposition Report but a completion date is unknown. This investigation is closed.

NARRATIVE

1. This reactive investigation was initiated pursuant to suspected violations of Article 120 (Abusive Sexual Contact) of the Uniform Code of Military Justice (UCMJ).
2. On 08Sep16, Reference (D) was submitted reflecting this investigation was pending the interview of an additional witness by NCISRA Camp Pendleton and the Special Court Martial of (b)(6), (b)(7)(C)
3. On 20Sep16, Cpl (b)(6), (b)(7)(C) USMC, HQREGT, 1STMLG, Camp Pendleton, was interviewed and did not provide any pertinent information to this investigation. Exhibit (16) pertains.
4. On 02Nov16, (b)(6), (b)(7)(C) was found not guilty of Article 120 (Abusive Sexual Contact), Article 134 (Communicate indecent language), Article 134 (Unlawful Entry) and Article 92 (Violate a general lawful order) at a Special Court Martial. Exhibit (17) pertains.
5. On 02Nov16, Col (b)(6), (b)(7)(C) USMC, Commanding Officer, HQREGT, 3RDMLG, Okinawa, was updated on the status of this investigation.
6. On 04Nov16, Capt (b)(6), (b)(7)(C) USMC, Deputy Staff Judge Advocate, 3RDMLG, was contacted and advised Command will be completing the Sexual Assault Disposition Report, but a completion date is unknown. Due to SJA not completing the SADR in the required (2) days and all judicial action being completed, this investigation is closed. An R-84 (Final Disposition Report) was completed for (b)(6), (b)(7)(C) fingerprints.

PARTICIPANTS

(b)(6), (b)(7)(C) INVESTIGATOR, NCISRA CAMP PENLETON

ACTION

23C2: TCN: FEOKF0000000665

WARNING

THIS DOCUMENT IS THE PROPERTY OF THE NAVAL CRIMINAL INVESTIGATIVE SERVICE
CONTENTS MAY BE DISCLOSED ONLY TO PERSONS WHOSE OFFICIAL DUTIES REQUIRE
ACCESS HERE TO CONTENTS MAY NOT BE DISCLOSED TO THE PARTY(S) CONCERNED
WITHOUT SPECIFIC AUTHORIZATION FROM THE NAVAL CRIMINAL INVESTIGATIVE SERVICE

~~FOR OFFICIAL USE ONLY~~

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 06FEB16-FEOK-0052-8SMA/C

04Nov16

DISTRIBUTION

NCISHQ:0023

ACTION:23C2

INFO :FEFO/CO, HQREGT, 3RDMLG (H)

WARNING

THIS DOCUMENT IS THE PROPERTY OF THE NAVAL CRIMINAL INVESTIGATIVE SERVICE
CONTENTS MAY BE DISCLOSED ONLY TO PERSONS WHOSE OFFICIAL DUTIES REQUIRE
ACCESS HERE TO CONTENTS MAY NOT BE DISCLOSED TO THE PARTY(S) CONCERNED
WITHOUT SPECIFIC AUTHORIZATION FROM THE NAVAL CRIMINAL INVESTIGATIVE SERVICE

~~FOR OFFICIAL USE ONLY~~

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

15NOV16

ASSAULT (II)

CONTROL: 07SEP16-FEOK-0382-7GMA/C

(b)(6), (b)(7)(C)

COMMAND/1ST MAW/57079

MADE AT/FEOK/RESIDENT AGENCY OKINAWA/ (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S)

- (A) NCISRA OKINAWA, JAPAN CASE FILE: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C) USMC/CCN: 26JAN16-FEOK-0030-8EMA
- (B) NCISRA OKINAWA, JAPAN ROI (INTERIM) (CONTAINS EXHIBITS
1-22)/29SEP16

EXHIBIT(S)

- (23) REPORT OF RESULTS OF TRIAL FOR (b)(6), (b)(7)(C) 09NOV16

EXECUTIVE SUMMARY

1. Investigation was initiated on 07Sep16, subsequent to notification from Agent (b)(6), (b)(7)(C) USMC Criminal Investigation Division (CID), Camp Foster, Okinawa, Japan that (b)(6), (b)(7)(C) had allegedly attempted to assault of a USMC Military Policeman, subsequently identified LCpl (b)(6), (b)(7)(C) USMC (b)(6), (b)(7)(C) with a K-bar knife during an altercation at room (b)(6), (b)(7)(C) building 415, MCAS Futenma, Okinawa, Japan, where (b)(6), (b)(7)(C) resides. (b)(6), (b)(7)(C) was pending a General Court Martial for child-exploitation related misconduct detailed in Reference (A). On 07Sep16, (b)(6), (b)(7)(C) was interviewed and provided a sworn statement wherein he stated he was notified by Command members of an assaultive individual at (b)(6), (b)(7)(C) barracks room. (b)(6), (b)(7)(C) related upon arriving at the aforementioned barracks room, he met with SSgt (b)(6), (b)(7)(C) USMC, who informed (b)(6), (b)(7)(C) that (b)(6), (b)(7)(C) was armed with a K-bar knife. (b)(6), (b)(7)(C) recalled entering the room and (b)(6), (b)(7)(C) held the knife in his right hand by his head in a stabbing motion while moving towards (b)(6), (b)(7)(C). (b)(6), (b)(7)(C) applied Oleoresin Capsicum (OC) spray to (b)(6), (b)(7)(C) who was later apprehended and transported by PMO. On 07Sep16, (b)(6), (b)(7)(C) was provided a DD Form 2701 Victim Witness Assistance Pamphlet (VWAP). (b)(6), (b)(7)(C) was transported to the Emergency Room (ER) at United States Naval Hospital (USNH) Okinawa, and was subsequently placed pre-trial confinement. On 07Sep16, contact was made with ICU Medical staff, who advised (b)(6), (b)(7)(C) was unfit for interrogation. Additional interviews determined, (b)(6), (b)(7)(C) was UA from the 0800 muster on 07Sep16. Command members observed social media postings by (b)(6), (b)(7)(C) which led them to believe (b)(6), (b)(7)(C) intended to harm himself which prompted a health and wellness check and subsequent a call to PMO. On 07Sep16, Co (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) USMC, Commanding Officer (CO), MCAS Futenma, was apprised of the circumstances of this investigation, and granted Command Authorization for the search of (b)(6), (b)(7)(C) assigned barracks room. A subsequent search of (b)(6), (b)(7)(C) barracks room yielded a K-bar knife, one scabbard, and 1/4 full bottle of Jack Daniels whiskey. In addition to evidence seized, expended sleeping pill packaging was observed in the trash can. On 09Nov16,

WARNING

~~FOR OFFICIAL USE ONLY~~

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 07SEP16-FEOK-0382-7GMA/C

15Nov16

(b)(6), (b)(7)(C) was found not guilty of violation(s) of UCMJ Article 128 (Aggravated Assault with a dangerous weapon); however, (b)(6), (b)(7)(C) was found guilty for violation(s) of UCMJ Article 143(73) (Drunk and disorderly conduct). (b)(6), (b)(7)(C) was sentenced to 60 months confinement, reduction to E-1, and awarded a Dishonorable Discharge with forfeiture of all pay and allowances for charges stemming from this incident and above referenced investigations. This investigation is closed.

NARRATIVE

1. This reactive investigation pertains to suspected violations of Article 128 (Assault) of the Uniform Code of Military Justice (UCMJ).

2. On 09Nov16, (b)(6), (b)(7)(C) was found not guilty of violation(s) of UCMJ Article 128 (Aggravated Assault with a dangerous weapon); however, (b)(6), (b)(7)(C) was found guilty for violation(s) of UCMJ Article 143(73) (Drunk and disorderly conduct). (b)(6), (b)(7)(C) was sentenced to 60 months confinement, reduction to E-1, and awarded a Dishonorable Discharge with forfeiture of all pay and allowances, Exhibit (23) pertains. Additional information concerning (b)(6), (b)(7)(C) sentence for child-exploitation related misconduct will be reported via Reference (A).

3. On 15Nov16, a R-84 final disposition fingerprint card for (b)(6), (b)(7)(C) was mailed to the FBI.

4. This investigation is closed.

DISTRIBUTION

NCISHQ:014C/023B

INFO :FEFO/FEOK/002P

WARNING

THIS DOCUMENT IS THE PROPERTY OF THE NAVAL CRIMINAL INVESTIGATIVE SERVICE
CONTENTS MAY BE DISCLOSED ONLY TO PERSONS WHOSE OFFICIAL DUTIES REQUIRE
ACCESS HERE TO CONTENTS MAY NOT BE DISCLOSED TO THE PARTY(S) CONCERNED
WITHOUT SPECIFIC AUTHORIZATION FROM THE NAVAL CRIMINAL INVESTIGATIVE SERVICE

~~FOR OFFICIAL USE ONLY~~

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

07DEC16

SEXUAL ASSAULT - ADULT (II)

CONTROL: 11AUG16-FEOK-0348-8SMA/C

(b)(6), (b)(7)(C)

DUSTA: CLB 31

COMMAND/31ST MEU/67867

MADE AT/FEOK/RESIDENT AGENCY OKINAWA (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S)

(A) NCISRA Okinawa ROI (INTERIM) (CONTAINS EXHIBITS
1-11)/14OCT16/14OCT16

EXHIBIT(S)

- (12) IA: Results of Interview of LCpl (b)(6), (b)(7)(C)
USMC/26Oct16
- (13) IA: Acquisition of Exclusionary DNA for LCpl (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C) USMC/14Dec16
- (14) Sexual Assault Disposition Report for (b)(6), (b)(7)(C) 14Dec16

EXECUTIVE SUMMARY

1. This investigation was initiated on 11Aug16 after NCIS Resident Agency Okinawa received notification from (b)(6), (b)(7)(C) CIV, Sexual Assault Response Coordinator (SARC), III MEF, that PFC (b)(6), (b)(7)(C) CLB 31, 3rd MLG, Marine Corps Base (MCB) Camp Hansen, Okinawa, Japan (b)(6), (b)(7)(C) wanted to make an unrestricted report of sexual assault. (b)(6), (b)(7)(C) reported (b)(6), (b)(7)(C) underwent a Sexual Assault Forensic Exam (SAFE) at Naval Hospital Okinawa on 08Aug16, and initially made a restricted report. The SAFE was seized and entered into NCISRA Okinawa evidence. (b)(6), (b)(7)(C) requested to meet with Victim Legal Counsel (VLC) prior to being interviewed.
2. On 15Aug16, (b)(6), (b)(7)(C) was interviewed at NCISRA Okinawa, accompanied by Capt (b)(6), (b)(7)(C) USMC, VLC. (b)(6), (b)(7)(C) was provided a DD Form 2701 Victims Witness Assistance Pamphlet (VWAP) and Victims Legal Counsel (VLC) information. (b)(6), (b)(7)(C) stated that on 07Aug16 (b)(6), (b)(7)(C) drove her and three friends (b)(6), (b)(7)(C) in his personal vehicle to MCB Camp Foster, Okinawa a few hours before 0100 hrs curfew. After determining they would not make curfew, the group of five drove around to various off base motels until they found one with vacancies circa 0300 to 0400. (b)(6), (b)(7)(C) was in a motel room by herself, when (b)(6), (b)(7)(C) knocked on the door and entered the room. (b)(6), (b)(7)(C) then tried to kiss (b)(6), (b)(7)(C) got her on her back, took off her underwear and began trying to pry her legs open. (b)(6), (b)(7)(C) reported she could not fight back anymore and (b)(6), (b)(7)(C) had sexual intercourse with her and ejaculated on her stomach. (b)(6), (b)(7)(C) reported she told (b)(6), (b)(7)(C) "no" multiple times and then gave up trying to push him away. During the next hour and a half, (b)(6), (b)(7)(C) performed oral sex on (b)(6), (b)(7)(C) and had sexual intercourse with her two more times. (b)(6), (b)(7)(C) later drove (b)(6), (b)(7)(C) back to Camp

WARNING

~~FOR OFFICIAL USE ONLY~~

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 11AUG16-FEOK-0348-8SMA/C

07Dec16

Hansen. (b)(6), (b)(7)(C) subsequently confided in (b)(6), (b)(7)(C) and other members of her command regarding what had occurred and reported the incident to the command Uniformed Victim Advocate.

3. (b)(6), (b)(7)(C) was interviewed after advisement of his Article 31b rights and reported all sexual activity with (b)(6), (b)(7)(C) was consensual. (b)(6), (b)(7)(C) also provided permissive authorization to document text messages between (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) subsequent to the alleged sexual assault. Several witness interviews were conducted. All attempts to locate the motel where the alleged assault occurred have met with negative results. Command, SARC, VLC and Legal Service Support Section (LSSS) were briefed on the status of this investigation. Based on limited information provided by witnesses, multiple attempts to locate and document the motel where the reported assault occurred resulted in negative results. All pertinent witnesses have been interviewed. On 14Dec16, command provided a copy of the Sexual Assault Disposition Report notating command action precluded due to the victim declining to participate. This investigation is closed.

NARRATIVE

1. This reactive investigation pertains to suspected violations of Article 120 (Rape) of the Uniform Code of Military Justice.

2. On 26Oct16, LCpl (b)(6), (b)(7)(C) reported boyfriend at the time of the alleged sexual assault, was interviewed. (b)(6), (b)(7)(C) reported he and (b)(6), (b)(7)(C) had consensual sexual intercourse, without a condom, the night of 06Aug16, a few hours before the reported sexual assault. (b)(6), (b)(7)(C) reported he spent an hour with (b)(6), (b)(7)(C) the night of 06Aug16 and then she was picked up in an unidentified white car at his barracks. (b)(6), (b)(7)(C) reported (b)(6), (b)(7)(C) called and texted him multiple times throughout the night, but he did not hear his phone. (b)(6), (b)(7)(C) further reported (b)(6), (b)(7)(C) told him she was sexually assaulted and that she was angry with him for not answering his phone. (b)(6), (b)(7)(C) reported (b)(6), (b)(7)(C) ceased communication with him after this conversation. (b)(6), (b)(7)(C) signed a permissive authorization for search and seizure and provided his DNA for exclusionary purposes; Exhibits (12) and (13) pertain.

3. On 06Dec16, Capt (b)(6), (b)(7)(C) USMC, VLC, was updated on the status of this investigation. On 14Dec16, LtCol (b)(6), (b)(7)(C) CO, 9th ESB, MCB Camp Hansen, advised a Sexual Assault Disposition Report was received indicating Command Action Precluded due to victim declining to participate in the investigation; Exhibit (14) pertains.

4. Pursuant to legal guidance from LSSS citing a lack of probable cause, (b)(6), (b)(7)(C) fingerprints and CODIS DNA were not transmitted.

5. This case is closed.

DISTRIBUTION

NCISHQ:0023

INFO :FEFO/FEOK/Command (H)

WARNING

THIS DOCUMENT IS THE PROPERTY OF THE NAVAL CRIMINAL INVESTIGATIVE SERVICE
CONTENTS MAY BE DISCLOSED ONLY TO PERSONS WHOSE OFFICIAL DUTIES REQUIRE
ACCESS HERE TO CONTENTS MAY NOT BE DISCLOSED TO THE PARTY(S) CONCERNED
WITHOUT SPECIFIC AUTHORIZATION FROM THE NAVAL CRIMINAL INVESTIGATIVE SERVICE

~~FOR OFFICIAL USE ONLY~~

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 11AUG16-FEOK-0348-8SMA/C

07Dec16

~~FOR OFFICIAL USE ONLY~~

WARNING

THIS DOCUMENT IS THE PROPERTY OF THE NAVAL CRIMINAL INVESTIGATIVE SERVICE
CONTENTS MAY BE DISCLOSED ONLY TO PERSONS WHOSE OFFICIAL DUTIES REQUIRE
ACCESS HERE TO CONTENTS MAY NOT BE DISCLOSED TO THE PARTY(S) CONCERNED
WITHOUT SPECIFIC AUTHORIZATION FROM THE NAVAL CRIMINAL INVESTIGATIVE SERVICE

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

16NOV16

EXTORTION (II)

CONTROL: 14JUL16-FEOK-0310-7EMA/C

(b)(6), (b)(7)(C)

COMMAND/H&SBN MCB OKINAWA JAPAN/67400

MADE AT/FEOK/RESIDENT AGENCY OKINAWA/ (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S)

(A) NCISRA OKINAWA JAPAN ROI (INTERIM) (Contains Exhibits
1-12)/02SEP16

EXHIBIT(S)

(13) NAVMC 10132/26Oct16

EXECUTIVE SUMMARY

1. On 12Jul16, Ms. (b)(6), (b)(7)(C) Master Labor Contractor (MLC), Criminal Investigations Division (CID), Marine Corps Installations Pacific, Japan, was interviewed regarding an allegation of extortion perpetrated against (b)(6), (b)(7)(C) by (b)(6), (b)(7)(C) reported "a couple weeks ago," while at the Camp Foster CID Office, she observed text messages containing threats of extortion made by (b)(6), (b)(7)(C) to (b)(6), (b)(7)(C) reported (b)(6), (b)(7)(C) demanded (b)(6), (b)(7)(C) tell (b)(6), (b)(7)(C) USMC, about their affair and demanded he leave Sgt (b)(6), (b)(7)(C) or (b)(6), (b)(7)(C) would tell their command (USMC CID, Marine Corps Installations Pacific) she was sexually assaulted by (b)(6), (b)(7)(C) Additionally, Ms. (b)(6), (b)(7)(C) reported observing text messages from (b)(6), (b)(7)(C) to (b)(6), (b)(7)(C) stating she would "attack" Sgt (b)(6), (b)(7)(C) (NFI). (b)(6), (b)(7)(C) was interviewed and confirmed (b)(6), (b)(7)(C) was attempting to extort him, but denied that (b)(6), (b)(7)(C) ever made any threats of violence toward (b)(6), (b)(7)(C) The original text messages read by Ms. (b)(6), (b)(7)(C) between (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) were obtained and corroborated (b)(6), (b)(7)(C) extortion attempts; however, no specific threats of violence were substantiated. On 26Oct16, (b)(6), (b)(7)(C) accepted Non-Judicial Punishment for her actions and was awarded a forfeiture of pay totaling \$3,408.00, sixty (60) days restriction (suspended) and a Punitive Letter of Reprimand. This investigation is closed.

NARRATIVE

1. On 26Oct16 (b)(6), (b)(7)(C) accepted Non-Judicial Punishment (NJP) for adultery (Article 134 Uniform Code of Military Justice UCMJ) and communicating a threat (Article 134 UCMJ) at a Captains Mast convened by Col (b)(6), (b)(7)(C) USMC, Commanding Officer, Headquarters and Headquarters Battalion, Marine Corps Base Camp Butler, Okinawa, Japan. As a result of the proceedings (b)(6), (b)(7)(C) was awarded a forfeiture of pay totaling \$3,408.00, sixty (60) days restriction (suspended) and a Punitive Letter of Reprimand. A copy

WARNING

~~FOR OFFICIAL USE ONLY~~

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 14JUL16-FEOK-0310-7EMA/C

16Nov16

NAVMC 10132 (Unit Punishment Book) noting the results of (b)(6), (b)(7)(C) NJP is attached as Exhibit (13).

2. On 16Nov16, a Final Disposition Report (R-84) was submitted to the Federal Bureau of Investigations Criminal Justice Information Services Division for inclusion to (b)(6), (b)(7)(C) fingerprints previously submitted under Transmission number (b)(6), (b)(7)(C). A copy of the aforementioned R-84 is maintained within the case file. This investigation is closed.

DISTRIBUTION

NCISHQ:0023

INFO :FEFO/FEOK/Command (E)

WARNING

THIS DOCUMENT IS THE PROPERTY OF THE NAVAL CRIMINAL INVESTIGATIVE SERVICE
CONTENTS MAY BE DISCLOSED ONLY TO PERSONS WHOSE OFFICIAL DUTIES REQUIRE
ACCESS HERE TO CONTENTS MAY NOT BE DISCLOSED TO THE PARTY(S) CONCERNED
WITHOUT SPECIFIC AUTHORIZATION FROM THE NAVAL CRIMINAL INVESTIGATIVE SERVICE

~~FOR OFFICIAL USE ONLY~~

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

22NOV16

SEXUAL ASSAULT - CHILD (II)

CONTROL: 17MAY16-FEOK-0213-8BMA/C

(b)(6), (b)(7)(C)

COMMAND/MARINE CORPS BASE/67400

MADE AT/FEOK/RESIDENT AGENCY OKINAWA (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S)

- (A) NCISRA OKINAWA ROI (INTERIM)/(Contains Exhibits 1-18)/14JUN16
- (B) NCISRA OKINAWA ROI (INTERIM)/(Contains Exhibits 19-35)/02AUG16
- (C) NCISRA OKINAWA, JAPAN ROI (INTERIM)/05OCT16
- (D) NCISRA Okinawa, Japan CASE FILE: (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) /PFC USMC/CCN: 14JUN14-FEOK-0353-8SMA

EXHIBIT(S)

- (36) IA: Results of CAIR of (b)(6), (b)(7)(C) Apple iPhone 5S/200Oct16
- (37) IA: Results of Administrative Separation from the USMC/22Nov16

EXECUTIVE SUMMARY

1. On 17May16, NCISRA Okinawa was notified by the Naval Hospital Okinawa, Japan (NHOJ) that (b)(6), (b)(7)(C), Civ, had brought her (b)(6), (b)(7)(C) to the emergency room after both children disclosed to (b)(6), (b)(7)(C) that they were sexually assaulted by (b)(6), (b)(7)(C) Child Forensic Interviews (CFI) were conducted with (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) During the CFI, (b)(6), (b)(7)(C) disclosed (b)(6), (b)(7)(C) forced (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) and had (b)(6), (b)(7)(C) perform (b)(6), (b)(7)(C) on him. Moreover, (b)(6), (b)(7)(C) described (b)(6), (b)(7)(C) ejaculating and subsequently cleaning himself up. (b)(6), (b)(7)(C) was interrogated, but requested to speak with a lawyer prior to making any admissions regarding the child sex assaults. A scene documentation was conducted and multiple witness interviews were completed. Additionally, through witness interviews and the exploitation of (b)(6), (b)(7)(C) digital media it was learned (b)(6), (b)(7)(C) would leave (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) unattended for long periods of time while he was out drinking. Several times the children were found needing the assistance from the neighbors because (b)(6), (b)(7)(C) was nowhere to be found. Furthermore, (b)(6), (b)(7)(C) was reportedly physically abusive toward (b)(6), (b)(7)(C) and had several extramarital affairs. On 19Sep16, (b)(6), (b)(7)(C) pleaded guilty at a battalion level Non-Judicial Punishment (NJP) for violation of Article 134 (Adultery) of the Uniform Code of Military Justice. Additionally, (b)(6), (b)(7)(C) waived his right to an administrative discharge board, and was discharged under other than honorable conditions for a pattern of

WARNING

~~FOR OFFICIAL USE ONLY~~

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 17MAY16-FEOK-0213-8BMA/C

22Nov16

misconduct. This investigation is closed.

NARRATIVE

1. This reactive investigation was initiated pursuant to suspected violations of Article 120b (Rape and Sexual Assault of a Child) of the Uniform Code of Military Justice (UCMJ). Additionally, this investigation is related to suspected violations of Article 128 (Assault), Article 134 [3] (Adultery), and Article 134 [9] (Child Endangerment).

2. References (A) through (D), document investigative activity during the pendency of this investigation. On 19Sep16, (b)(6), (b)(7)(C) provided NCISRA Okinawa, Japan with (b)(6), (b)(7)(C) Apple iPhone 5S which contained numerous photographs of naked adult males and females to include naked photographs of (b)(6), (b)(7)(C). Additionally, several videos of (b)(6), (b)(7)(C) making humping like gestures toward the wall and dancing were found within the forensic extraction. (b)(6), (b)(7)(C) believed the information on the apple iPhone 5S could be a cause for (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C); Exhibit (36) pertains.

3. On 22Nov16, NCISRA Okinawa received supporting documentation of (b)(6), (b)(7)(C) administrative separation from the United States Marine Corps. On 19Sep16, (b)(6), (b)(7)(C) pleaded guilty at a battalion level Non-Judicial Punishment (NJP) for violation of Article 134 (Adultery) of the Uniform Code of Military Justice. Additionally, (b)(6), (b)(7)(C) waived his right to an administrative discharge board, and was discharged under other than honorable conditions for a pattern of misconduct; Exhibit (37) pertains.

4. On 22Nov16, Col (b)(6), (b)(7)(C) Commanding Officer, Headquarters and Support Battalion, and Maj (b)(6), (b)(7)(C) USMC, Complex Trial Attorney, Legal Services Support Section (LSSS), were apprised of closing of this investigation. On 21Nov16, (b)(6), (b)(7)(C) Final Disposition Report (R-84) was mailed to the FBI. This investigation is closed.

DISTRIBUTION

NCISHQ:023B/23B3

INFO :FEOK/FEFO

WARNING

THIS DOCUMENT IS THE PROPERTY OF THE NAVAL CRIMINAL INVESTIGATIVE SERVICE
CONTENTS MAY BE DISCLOSED ONLY TO PERSONS WHOSE OFFICIAL DUTIES REQUIRE
ACCESS HERE TO CONTENTS MAY NOT BE DISCLOSED TO THE PARTY(S) CONCERNED
WITHOUT SPECIFIC AUTHORIZATION FROM THE NAVAL CRIMINAL INVESTIGATIVE SERVICE

~~FOR OFFICIAL USE ONLY~~

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

01NOV16

SEXUAL ASSAULT - CHILD (II)

CONTROL: 20MAY16-FEOK-0220-8BNA/C

(b)(6), (b)(7)(C)

COMMAND/NAVHOSP OKINAWA/68470

MADE AT/FEOK/RESIDENT AGENCY OKINAWA/ (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S)

- (A) NCISRA Okinawa, Japan ROI (INTERIM) (Contains Exhibits 1-7)/02JUN16
- (B) NCISRA Okinawa, Japan ROI (INTERIM) (Contains Exhibits 8-9)/11AUG16
- (C) NCISRA Okinawa, Japan ROI (INTERIM)/12OCT16

EXECUTIVE SUMMARY

1. Investigation initiated after USMC CID, Camp Foster, Okinawa, Japan apprised NCISRA Okinawa, of the reported sexual assault of (b)(6), (b)(7)(C) by (b)(6), (b)(7)(C) which occurred on a DoDDS school bus during the week and at (b)(6), (b)(7)(C) residence on 19MAY16. Both parties are (b)(6), (b)(7)(C) of U.S. service members stationed on Okinawa, and both attend DoDDS Lester Middle School, Okinawa, JP. (b)(6), (b)(7)(C) was interviewed at NCISRA Okinawa in the presence of his Victim Legal Counsel (VLC) and was provided VWAP pamphlet DD-2701. (b)(6), (b)(7)(C) stated (b)(6), (b)(7)(C) sexually assaulted him on several occasions by (b)(6), (b)(7)(C) down the back of (b)(6), (b)(7)(C) pants and (b)(6), (b)(7)(C) without consent. He said this happened on the school bus several times between 16-19MAY16, and at (b)(6), (b)(7)(C) house on the afternoon of 19MAY16, when (b)(6), (b)(7)(C) forcibly held him down on the ground and then (b)(6), (b)(7)(C) LCDR (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) USN, U.S. Naval Hospital Okinawa, and (b)(6), (b)(7)(C) were apprised of the allegation. (b)(6), (b)(7)(C) was interviewed and admitted putting (b)(6), (b)(7)(C) pants, skin to skin on (b)(6), (b)(7)(C) buttocks on two occasions, on the school bus only, and that it was only joking around. He denied (b)(6), (b)(7)(C) and other allegations. He also said (b)(6), (b)(7)(C) hit and kicked him in the genitals previously. Copies of the pertinent security camera video clips for Bus 92 were obtained, which substantiated (b)(6), (b)(7)(C) allegation of (b)(6), (b)(7)(C) down his pants. The reported crime scene at (b)(6), (b)(7)(C) base housing residence located at (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) Camp Foster, Okinawa; was documented. A SAFE was not conducted in this case per (b)(6), (b)(7)(C) wishes related via his VLC. The Lester Middle School Principal, Dr. (b)(6), (b)(7)(C) and the DoDDS Okinawa Superintendent, Mr. (b)(6), (b)(7)(C) as well as the DoDDS District Transportation Manager, (b)(6), (b)(7)(C) were apprised of the investigation. There are no prior school disciplinary issues regarding either (b)(6), (b)(7)(C) or (b)(6), (b)(7)(C) On 23MAY16, (b)(6), (b)(7)(C) bus utilization privilege was suspended

WARNING

~~FOR OFFICIAL USE ONLY~~

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 20MAY16-FEOK-0220-8BNA/C

01Nov16

by DoDDS, but later restored to a different bus. On 24MAY16, LCDR (b)(6), (b)(7)(C) apprised RI that she wished to file a cross complaint for assault on behalf of (b)(6), (b)(7)(C) alleging (b)(6), (b)(7)(C) also assaulted him by hitting his penis and genitals on an undisclosed date in base housing aboard Camp Foster. A victim based interview was scheduled for (b)(6), (b)(7)(C) on 25MAY16 by Participating Agent (b)(6), (b)(7)(C) but LCDR (b)(6), (b)(7)(C) later declined to permit (b)(6), (b)(7)(C) to be interviewed further, after she made a parallel report to Provost Marshal's Office, Camp Foster that same day and he was interviewed there, with that matter then referred to NCISRA Okinawa and consolidated under this investigation. On 24MAY16, (b)(6), (b)(7)(C) was served a Civilian Restraining Order issued by MCIPAC. Criminal history checks for (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) were completed and unremarkable. On 03Aug16, (b)(6), (b)(7)(C) was interviewed in regards to allegations of assault by (b)(6), (b)(7)(C). On 06Aug16, NCIS received a victim preference letter for (b)(6), (b)(7)(C) LtCol (b)(6), (b)(7)(C) USMC, MCIPAC SJA has determined this criminal adjudication through MEJA will not be pursued. (b)(6), (b)(7)(C) administrative misconduct hearing will be held on 10Nov16. This investigation is closed.

NARRATIVE

1. This reactive investigation was initiated pursuant to suspected violation of Title 18 U.S. Code 2243, Sexual Abuse of a Minor, under the Maritime Extra-Territorial Jurisdiction Act (MEJA).
2. On 01Nov16, Kadena Air Force Base Civilian Misconduct Hearing Officer, Mrs. (b)(6), (b)(7)(C) Civ, advised (b)(6), (b)(7)(C) administrative misconduct hearing will be held on 10Nov16. This investigation is closed.

DISTRIBUTION

NCISHQ:0023/23B2/023B

INFO :FEFO/FEOK

WARNING

THIS DOCUMENT IS THE PROPERTY OF THE NAVAL CRIMINAL INVESTIGATIVE SERVICE
CONTENTS MAY BE DISCLOSED ONLY TO PERSONS WHOSE OFFICIAL DUTIES REQUIRE
ACCESS HERE TO CONTENTS MAY NOT BE DISCLOSED TO THE PARTY(S) CONCERNED
WITHOUT SPECIFIC AUTHORIZATION FROM THE NAVAL CRIMINAL INVESTIGATIVE SERVICE

~~FOR OFFICIAL USE ONLY~~

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

15DEC16

SEXUAL ASSAULT - ADULT (II)

CONTROL: 25APR16-FEOK-0179-8SMA/C

(b)(6), (b)(7)(C)

COMMAND/H&S BN, MCB CAMP BUTLER/67400

MADE AT/FEOK/RESIDENT AGENCY OKINAWA (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S)

- (A) NCISRA Okinawa ROI (INTERIM) (Contains Exhibits 1-16)/21Jun16/21JUN16
- (B) NCISRA Okinawa ROI (INTERIM) (Contains Exhibit 17)/23Aug16/23AUG16
- (C) NCISRA Okinawa ROI (INTERIM)/21Oct16/21OCT16

EXHIBIT(S)

- (18) Sexual Assault Disposition Report for (b)(6), (b)(7)(C) 16Nov16
- (19) Sexual Assault Disposition Report for (b)(6), (b)(7)(C) 15Dec16

EXECUTIVE SUMMARY

1. This investigation was initiated on 25Apr16 after NCIS Resident Agency Okinawa received notification from Ms. (b)(6), (b)(7)(C) Sexual Assault Response Coordinator, 3d MLG, that LCPL (b)(6), (b)(7)(C) USMC, 3d Transportation Support Bn, CLR-3 (b)(6), (b)(7)(C) wanted to make an unrestricted report of sexual assault. (b)(6), (b)(7)(C) reportedly underwent a Sexual Assault Forensic Exam (SAFE) on 24Apr16 and requested Restricted reporting, then elected Unrestricted reporting on 25Apr16 and agreed to be interviewed by NCIS. (b)(6), (b)(7)(C) was interviewed and stated he had been the victim of a sexual assault on 23-24Apr16, in an unknown room at the WestPac Inn, Camp Foster, Okinawa. (b)(6), (b)(7)(C) stated that his friend LCpl (b)(6), (b)(7)(C) and two other unknown acquaintances penetrated him orally and anally with their penises, while he was incapable of consenting or resisting due to excessive alcohol intoxication. Subsequent investigation revealed that (b)(6), (b)(7)(C) was in room (b)(6), (b)(7)(C) WestPac Inn, a room reserved by (b)(6), (b)(7)(C). Other occupants of the room on 23-24Apr16 included PFC (b)(6), (b)(7)(C) and PFC (b)(6), (b)(7)(C). (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) were interviewed and waived their UCMJ Article 31b rights. All three described engaging in multiple acts of consensual sex that included oral sex and anal intercourse with multiple swapping partners. All three suspects stated (b)(6), (b)(7)(C) was a willing participant. Crime scene documentation was performed on WestPac Inn, Room (b)(6), (b)(7)(C) on 25Apr16. Sexual Assault Forensic Exams (SAFE) have been performed on both (b)(6), (b)(7)(C) and

WARNING

~~FOR OFFICIAL USE ONLY~~

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 25APR16-FEOK-0179-8SMA/C

15Dec16

(b)(6), (b)(7)(C) and entered into the NCIS Okinawa Evidence Custody Facility. Alcohol use by all titled persons is a factor in this investigation. (b)(6), (b)(7)(C) has retained Victim Legal Counsel and received a DD Form 2701 Victim Witness Assistance Pamphlet. On 25Apr16, Military Protective Orders were issued to (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) by their respective commands. Permissive search of cellphones of all suspects has been completed. Review of WestPac Inn surveillance video has been conducted. Command, Special Victim Investigation and Prosecution (SVIP) team and VLC have been briefed. All evidence was submitted to the U.S Army Criminal Investigations Laboratory (USACIL) for forensic examination. USMC Sexual Assault Disposition Reports (SADR) for (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) were received indicating there was insufficient evidence to prosecute. Investigation is closed.

NARRATIVE

1. This reactive investigation is pursuant to alleged violations of Article 120 (Rape) of the Uniform Code of Military Justice.
2. References (A) and (B) detail investigative activity to date.
3. On 16Nov16 a USMC Sexual Assault Disposition Report (SADR) for (b)(6), (b)(7)(C) was received indicating there was insufficient evidence to prosecute; Exhibit (18) pertains.
4. On 15Dec16 a USMC Sexual Assault Disposition Report (SADR) for (b)(6), (b)(7)(C) was received indicating there was insufficient evidence to prosecute; Exhibit (19) pertains.
5. Pursuant to legal guidance from LSSS citing a lack of probable cause, fingerprints and DNA belonging to (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) were not transmitted.
6. On 15Dec16 Col (b)(6), (b)(7)(C) USMC, CO, Headquarters and Support Battalion was advised of the closure of this investigation. This case is closed.

DISTRIBUTION

NCISHQ:23B2

INFO :FEFO/FEOK

WARNING

THIS DOCUMENT IS THE PROPERTY OF THE NAVAL CRIMINAL INVESTIGATIVE SERVICE
CONTENTS MAY BE DISCLOSED ONLY TO PERSONS WHOSE OFFICIAL DUTIES REQUIRE
ACCESS HERE TO CONTENTS MAY NOT BE DISCLOSED TO THE PARTY(S) CONCERNED
WITHOUT SPECIFIC AUTHORIZATION FROM THE NAVAL CRIMINAL INVESTIGATIVE SERVICE

~~FOR OFFICIAL USE ONLY~~

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

28OCT16

SEXUAL ASSAULT - ADULT (II)

CONTROL: 30JUL16-FEOK-0334-8SMA/C

(b)(6), (b)(7)(C)

COMMAND/31ST MEU/67867

MADE AT/FEOK/RESIDENT AGENCY OKINAWA/ (b)(6), (b)(7)(C) INVESTIGATOR

REFERENCE(S)

(A) NCISRA OKINAWA ROI (INTERIM) (Contains Exhibits 1-34)/14SEP16

EXHIBIT(S)

- (35) MPO FOR (b)(6), (b)(7)(C) 12AUG16
- (36) RESULTS OF TRIAL FOR (b)(6), (b)(7)(C) 21OCT16
- (37) SADR FOR (b)(6), (b)(7)(C) 27OCT16

EXECUTIVE SUMMARY

1. Investigation was initiated on 30JUL16, following the report from (b)(6), (b)(7)(C) that at 0430, 30JUL16, an unknown (b)(6), (b)(7)(C) male entered her assigned quarters in Barracks (b)(6), (b)(7)(C) Camp Hansen, Okinawa, JP and sexually assaulted her. (b)(6), (b)(7)(C) was interviewed initially on 30JUL16, and again on 02AUG16 in the presence of the SARC for III MEF. (b)(6), (b)(7)(C) stated she went to bed at approximately 2100, 29JUL16, inside her room and awoke at 0430, 30JUL16, to an unknown (b)(6), (b)(7)(C) male groping her right breast overtop her clothing and with his free hand, possibly video recording with a cell phone as the light was activated. (b)(6), (b)(7)(C) said the suspect ran out of room and ran out the fire exit located at the south end of the barracks upon her awaking, dropping a red color wrist band from the Palms Enlisted Club on Camp Hansen. (b)(6), (b)(7)(C) described the suspect as a (b)(6), (b)(7)(C) male, approximately 5'10" tall, stocky build, wearing khaki shorts, black t-shirt, black socks and black tennis shoes, which matched the then unknown suspect seen on security camera video recording for the barracks. (b)(6), (b)(7)(C) further reported she is unsure if her roommate secured the outer door to the room when she departed on 29JUL16. (b)(6), (b)(7)(C) was not injured and due to the nature of the crime, did not undergo a Sexual Assault Forensic Examination (SAFE). Her T-shirt was seized as evidence. (b)(6), (b)(7)(C) was not under the influence of any alcohol at the time of the incident. (b)(6), (b)(7)(C) was provided a Victim Witness Assistance Pamphlet (VWAP) and VLC information. The Major Crime Scene Response Team (MCRT) responded and processed the crime scene and seized items of evidence. Screening interviews in the barracks were unproductive. A wanted poster was created using barracks security camera video still pictures and distributed aboard Camp Hansen. Security video camera recordings for the Palms were obtained from MCCS and confirmed the presence of the same person from the barracks video as being at the Palms earlier on 30JUL16 in the company of a (b)(6), (b)(7)(C) male and a (b)(6), (b)(7)(C) male. Investigation identified possible suspects who

WARNING

~~FOR OFFICIAL USE ONLY~~

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 30JUL16-FEOK-0334-8SMA/C

28Oct16

resembled the individual depicted on security videos, but they were cleared of suspicion by interviews. (b)(6), (b)(7)(C) was identified as a possible suspect during command inquiry with 2d Battalion, 4th Marine Regiment. Subsequent interrogation of (b)(6), (b)(7)(C) resulted in his confession to the sexual assault of (b)(6), (b)(7)(C) whom he does not personally know, but denied recording the incident. (b)(6), (b)(7)(C) said he lost control of himself due to intoxication and wanted to touch a female, and admitted to entering more than one room in the barracks before entering (b)(6), (b)(7)(C) room. A permissive search of his personal iPhone did not surface evidence of him recording the incident. A permissive search of (b)(6), (b)(7)(C) barracks room resulted in recovery of the clothing and shoes he wore as depicted on the security camera videos, as well as an additional iPhone and laptop computer. (b)(6), (b)(7)(C) was placed into pre-trial confinement and subsequently released and placed on enhanced restriction. A Military Protection Order was issued. Witness interviews were conducted and confirmed identities of Marines who were with (b)(6), (b)(7)(C) at the Palms E-Club as well as at his barracks afterwards and confirmed he was intoxicated; however, no witnesses were identified with any knowledge of the assault incident itself. All involved Commands have been apprised throughout this investigation. Pertinent members of the Special Victims Investigation and Prosecution Team (SVIP) have been apprised. Command provided a SADR regarding (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) pled guilty at a Special Court Martial and was sentenced to six months confinement, total forfeitures for six months, reduction to E-1 and a Bad Conduct Discharge (BCD), and with mandated sex offender registration. Investigation is closed.

NARRATIVE

1. Reactive investigation pertains to violation of UCMJ Article 120 (Abusive Sexual Contact).
2. On 12AUG16, command issued a Military Protection Order to (b)(6), (b)(7)(C) which was subsequently entered into NCIC via the NCIS MTAC on 17OCT16; Exhibit (35) pertains.
3. Subsequent to Ref (A), (b)(6), (b)(7)(C) pled guilty to violation of UCMJ Article 120 (Abusive Sexual Contact) at a Special Court Martial on 21OCT16; wherein, he was sentenced to six months confinement, forfeiture of all pay and allowances for six months, reduction in grade to E-1 and a BCD. (b)(6), (b)(7)(C) also must register as a sex offender upon release from confinement; Exhibit (36) pertains.
4. On 27OCT16, command issued a Sexual Assault Disposition Report regarding (b)(6), (b)(7)(C) Exhibit (37) pertains.
5. A R-84 (Final disposition report) was submitted for (b)(6), (b)(7)(C) previously submitted fingerprints. This investigation is closed.

ACTION

23C2: TCN: FEOKH0000000140

WARNING

THIS DOCUMENT IS THE PROPERTY OF THE NAVAL CRIMINAL INVESTIGATIVE SERVICE
CONTENTS MAY BE DISCLOSED ONLY TO PERSONS WHOSE OFFICIAL DUTIES REQUIRE
ACCESS HERE TO CONTENTS MAY NOT BE DISCLOSED TO THE PARTY(S) CONCERNED
WITHOUT SPECIFIC AUTHORIZATION FROM THE NAVAL CRIMINAL INVESTIGATIVE SERVICE

~~FOR OFFICIAL USE ONLY~~

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 30JUL16-FEOK-0334-8SMA/C

28Oct16

DISTRIBUTION

NCISHQ:023B/0023/23B2

ACTION:23C2

INFO :FEFO/31ST MEU (SJA) (H)

WARNING

THIS DOCUMENT IS THE PROPERTY OF THE NAVAL CRIMINAL INVESTIGATIVE SERVICE
CONTENTS MAY BE DISCLOSED ONLY TO PERSONS WHOSE OFFICIAL DUTIES REQUIRE
ACCESS HERE TO CONTENTS MAY NOT BE DISCLOSED TO THE PARTY(S) CONCERNED
WITHOUT SPECIFIC AUTHORIZATION FROM THE NAVAL CRIMINAL INVESTIGATIVE SERVICE

~~FOR OFFICIAL USE ONLY~~

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

30NOV16

SEXUAL MISCONDUCT - ADULT (II)

CONTROL: 30OCT16-FEOK-0463-8MMA/C

(b)(6), (b)(7)(C)

COMMAND/31ST MEU/67867

MADE AT/FEOK/RESIDENT AGENCY OKINAWA/ (b)(6), (b)(7)(C) INVESTIGATOR

EXHIBIT(S)

- (1) USMC CID ROI (REFERRED)/30OCT16
- (2) IA: INTERVIEW OF (b)(6), (b)(7)(C) 29NOV16

EXECUTIVE SUMMARY

1. On 30OCT16, NCISRA Okinawa received notification from the Camp Foster CID Duty Agent of (b)(6), (b)(7)(C) being the victim of an off base incident of indecent exposure by an unknown apparent Japanese National male suspect, while she was jogging along a roadway in vicinity of Camp Courtney, Okinawa. (b)(6), (b)(7)(C) gave a statement to Military Police and said she's willing to file a complaint to Japanese Police. Japanese Police were apprised. (b)(6), (b)(7)(C) was interviewed at NCISRA Okinawa and stated that sometime after 1600 on 30OCT16, while jogging on the sidewalk along Road 224, she ran past a male sitting in vehicle parked along the curb and as she looked over, the Japanese male had his penis out of his trousers and was shaking it at her. She said she was shocked and continued running. but then noticed the same person drive by her and stop ahead of her on the side of the road along her path of travel. She then stopped and flagged down a US person driver whom she told what happened, and the person drove her to her residence where she reported the incident to her husband, then notified PMO. She described the suspect as a Japanese male with disheveled longer hair and wearing light color work pants common to Okinawa. She was unable to provide further description of the suspect, but noted the car was a small boxy style car, white in color with yellow kanji plates. (b)(6), (b)(7)(C) said other persons have posted on Facebook group sites that they have encountered similar behavior in the same general area as well in the past. (b)(6), (b)(7)(C) was provided VMAP and VLC information prior to the interview, and advised of the process ahead to make a complaint to Japanese authorities. NCISRA Okinawa provided (b)(6), (b)(7)(C) information to Uruma Police Station (UPS), Okinawa, whom opened a case "Public Indecency", Article 174, Japanese penal code, and subsequently interviewed (b)(6), (b)(7)(C). No suspect was identified and (b)(6), (b)(7)(C) said she would not be able to recognize the perpetrator if she saw him again. UPS did not request assistance from NCIS. Ms (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) SARC for III MHG and acting SARC for 3rd MARDIV, was apprised of this matter. LtCol (b)(6), (b)(7)(C) SJA, MCIPAC, Okinawa was apprised of the incident. No other leads were developed nor identified via Facebook. Investigation is closed.

WARNING

~~FOR OFFICIAL USE ONLY~~

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 30OCT16-FEOK-0463-8MMA/C

30Nov16

NARRATIVE

1. Reciprocal investigation initiated to provide assistance to Japanese Police, Okinawa, JP in regard to violation of Japanese Penal Code, Article 174, Public Indecency, involving a SOFA status Marine Dependent Wife as the victim of a lewd act by an unidentified Japanese National.

2. On 30OCT16, NCISRA Okinawa received notification from the Camp Foster CID Duty Agent (b)(6), (b)(7)(C) of (b)(6), (b)(7)(C) USMC, Adjutant, 31st MEU, Okinawa being the victim of an off base incident of indecent exposure by an unknown apparent Japanese National male suspect, while she was jogging along a roadway in vicinity of Camp Courtney, Okinawa. (b)(6), (b)(7)(C) gave a statement to Military Police and said she's willing to file a complaint to Japanese Police. Japanese Police were apprised and articulated they would increase patrol's in the area and actively seek out the described vehicle. Exhibit (1) is the USMC CID referral.

3. On 31OCT16, (b)(6), (b)(7)(C) was interviewed at NCISRA Okinawa by Reporting Investigator and Participating Agent (b)(6), (b)(7)(C). She stated that sometime around 1600 on 30OCT16, she departed her home at (b)(6), (b)(7)(C) Camp McTureous, Okinawa to go jogging and while jogging on the sidewalk along Road 224, she noticed a vehicle parked along the curb and a male sitting in the left hand front passenger seat with a leg out of the car. As she jogged by, she looked over and saw the male had his penis out of his trousers, but with trousers still up, and was shaking it at her. She said she was initially shocked at the incident and continued running. Then she noticed the same car drive by her and stop ahead of her on the side of the road along her path of travel. She said she then stopped and tried to flag down vehicles until a US person driver did stop and she told that person what happened, and they drove her to her residence where she reported the incident to her husband, then notified PMO. She noted while she had been flagging down a car for help, the suspect did a U-turn and drove back by her slowly, staring at her. She described the suspect as a Japanese male with disheveled longer hair and wearing light color work pants common to Okinawa. She was unable to provide further description of the suspect, but noted the car was a small boxy style car, white in color with yellow kanji plates, but she did not recall any of the plate numbers, and thought it might have 4 doors, but was not certain. She said she could not see the suspect very well through the glass window of the vehicle. (b)(6), (b)(7)(C) said other persons have posted on Facebook group sites that they have encountered similar behavior in the same general area as well in the past. (b)(6), (b)(7)(C) was provided VWAP and VLC information prior to the interview, and advised of the process ahead to make a complaint to Japanese authorities. Exhibit (2) provides details.

4. On 31OCT16, Participant (b)(6), (b)(7)(C) notified Uruma Police Station (UPS), Okinawa, and provided them (b)(6), (b)(7)(C) information. UPS advised they would open a case "Public Indecency", Article 174, Japanese penal code, and will talk to (b)(6), (b)(7)(C) as a "witness" vice "victim." Participant (b)(6), (b)(7)(C) subsequently contacted Mr. (b)(6), (b)(7)(C) Policeman, 1st Criminal Section at UPS on 28NOV16, who advised UPS interviewed Ms. (b)(6), (b)(7)(C) on 11Nov16, and they confirmed the scene and took photographs, but did not take an official statement from her, only the information. UPS will interview her again and take an official statement from her as a witness if they ever develop a suspect. UPS said there are no security cameras in or around the incident scene, nor would (b)(6), (b)(7)(C) be able to identify the suspect. UPS also

WARNING

~~FOR OFFICIAL USE ONLY~~

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 30OCT16-FEOK-0463-8MMA/C

30Nov16

advised Ms. (b)(6), (b)(7)(C) to contact UPS if any such incident happens again. UPS advised they do not require further investigative assistance from NCIS and do not plan any additional interviews at this time.

5. As Japanese authorities have sole jurisdiction in this matter, no crime scene documentation has occurred. As (b)(6), (b)(7)(C) was not physically touched in this incident, a SAFE was not pursued. Alcohol impact in this case is unknown on part of the suspect, but is not a factor for (b)(6), (b)(7)(C)

6. Database queries for (b)(6), (b)(7)(C) were negative for any pertinent information.

7. Attempts by Participating Agent (b)(6), (b)(7)(C) identify any similar incidents potentially discussed among certain Okinawa based Facebook groups met with negative results.

8. Ms. (b)(6), (b)(7)(C), SARC for III MHG and acting SARC for 3rd MARDIV, was apprised of this matter, but noted since (b)(6), (b)(7)(C) was not sexually assaulted physically, SARC will not be providing victim based services, but could arrange any counseling needed. Capt (b)(6), (b)(7)(C) USMC, SARC 31st MEU, Okinawa was already aware of the incident per (b)(6), (b)(7)(C) RI also briefed LtCol (b)(6), (b)(7)(C) SJA, MCIPAC, Okinawa on the incident. Other SVIP notifications are not appropriate in this case, which remains primary jurisdiction of Japanese authorities. Investigation is closed.

PARTICIPANTS

(b)(6), (b)(7)(C)

SECURITY SPECIALIST, NCISRA Okinawa, JP
SPECIAL AGENT, RESIDENT AGENCY OKINAWA
RY SPECIAL AGENT, RESIDENT AGENCY OKINAWA

DISTRIBUTION

NCISHQ:023B/0023/23B2

INFO :FEFO

WARNING

THIS DOCUMENT IS THE PROPERTY OF THE NAVAL CRIMINAL INVESTIGATIVE SERVICE
CONTENTS MAY BE DISCLOSED ONLY TO PERSONS WHOSE OFFICIAL DUTIES REQUIRE
ACCESS HERE TO CONTENTS MAY NOT BE DISCLOSED TO THE PARTY(S) CONCERNED
WITHOUT SPECIFIC AUTHORIZATION FROM THE NAVAL CRIMINAL INVESTIGATIVE SERVICE

~~FOR OFFICIAL USE ONLY~~